

No. 9/5/84-6Lab/7590.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s Haryana Dairy Development Cooperative Federation Ltd. Gohana Road, Milk Plant Rohtak :—

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK
Reference No. 74 of 83

between

SHRI ISHWAR SINGH, WORKMAN AND THE MANAGEMENT OF M/S HARYANA DAIRY DEVELOPMENT COOPERATIVE FEDERATION LTD. GOHANA ROAD, MILK PLANT, ROHTAK.

Shri S. N. Vats, A.R. for the workman.

Shri K. L. Nagpal, A. R. for the management.

AWARD

1. In exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana, referred the following dispute, between the workman Shri Ishwar Singh, and the management of M/s Haryana Dairy Development Cooperative Federation Ltd. Gohana Road, Milk Plant, Rohtak, to this Court, for adjudication,—*vide* Labour Department Gazette Notification No. ID/30634—39, dated 29th June, 1983 :—

Whether the termination of services Shri Ishwar Singh was justified and in order ? If not, to what relief is he entitled ?

2. After receipt of the order of the reference, notices were issued to the parties. The parties appeared. The claim of the workman is that he was employed with the respondent since 3rd July, 1977 but the respondent choose to terminate his services unlawfully on 6th July, 1981 in flagrant disregard of the Industrial Disputes Act, 1947.

3. Before any reply could be filed by the respondent, the respondent placed on record a copy of the order of the Hon'ble High Court of Punjab and Haryana, dated 4th April, 1984,—*vide* which, proceedings in this case in this court were stayed. The Writ Petition, in which, proceedings were stayed by the Hon'ble High Court was decided on 18th September, 1984. In view of this decision in Civil Writ Petition No. 1556 of 1984 titled Haryana Dairy Development Co-operative Federation Ltd., Chandigarh v/s. State of Haryana and others, the learned Authorised Representative of the workman stated that this reference is bad in law and as such he does not want to prosecute the same and so the same be dismissed. It is ordered accordingly. The reference is answered and returned accordingly. There is no order as to cost.

B. P. JINDAL,

Dated, the 5th August, 1985.

Presiding Officer,
Labour Court, Rohtak.

Endorsement No. 74-83/1429, dated 2nd September, 1985.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

No. 9/5/84-6Lab/7591.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s. Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak :—

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 72 of 83

between

SHRI JAGE RAM, WORKMAN AND THE MANAGEMENT OF M/S HARYANA DAIRY DEVELOPMENT CO-OPERATIVE FEDERATION LTD., GOHANA ROAD, MILK PLANT, ROHTAK

Shri S. N. Vats, A. R. for the workman.

Shri K. L. Nagpal, A.R. for the management.

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AWARD

1. In exercise of the powers conferred by clause (c) of sub section (1) of section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana, referred the following dispute, between the workman Shri Jag Ram and the management of M/s Haryana Dairy Development Co-operative Federation, Ltd., Gohana Road, Milk Plant, Rohtak, to this Court, for adjudication,—*vide* Labour Department Gazette Notification No. ID/30620—25, dated 29th June, 1983 :—

Whether the termination of services of Shri Jag Ram was justified and in order ? If not, to what relief is he entitled ?

2. After receipt of the order of reference, notices were issued to the parties. The parties appeared. The claim of the workman is that he was employed with the respondent since 9th July, 1978 but the respondent choose to terminate his services unlawfully on 13th July, 1981 in fragrant disregard of the Industrial Disputes Act, 1947.

3. Before any reply could be filed by the respondent, the respondent placed on record a copy of the order of the Hon'ble High Court of Punjab and Haryana, dated 4th April, 1984—*vide* which, proceedings in this case in this Court were stayed. The Writ Petition, in which, proceedings were stayed by the Hon'ble High Court was decided on 18th September, 1984. In view of this decision in Civil Writ Petition No. 1556 of 1984 titled Haryana Dairy Development Co-operative Federation Ltd., Chandigarh vs State of Haryana and others, the learned Authorised Representative of the workman stated that this reference is bad in law and as such he does not want to prosecute the same and so the same be dismissed. It is ordered accordingly. The reference is answered and returned accordingly. There is no order as to cost.

B. P. JINDAL,

Presiding Officer
Labour Court, Rohtak.

Dated the 5th August, 1985.

Endst. No. 72-83/1430, dated the 2nd September, 1985.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under Section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

No. 9/5/84-6Lab/7592.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Central Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant, Rohtak :—

BEFORE SHRI B. P. JINDAL, PRESIDING OFFICER, LABOUR COURT, ROHTAK

Reference No. 82 of 83

between

SHRI BABAN SINGH,, WORKMAN AND THE MANAGEMENT OF M/S. HARYANA DAIRY DEVELOPMENT CO-OPERATIVE FEDERATION LTD., GOHANA ROAD MILK PLANT, ROHTAK

Present :

Shri S. N. Vats, A.R. for the workman.

Shri K. L. Nagpal, A.R. for the management.

AWARD

1. In exercise of the powers conferred by clause (c) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947, the Governor of Haryana, referred the following dispute, between the workman Shri Baban Singh and the management of M/s. Haryana Dairy Development Co-operative Federation Ltd., Gohana Road, Milk Plant Rohtak, to this Court for adjudication,—*vide* Labour Department Gazette Notification No. ID/30690—95 dated 29th June, 1983 :—

Whether the termination of services of Shri Baban Singh is justified and in order ? If not, to what relief is he entitled ?

2. After receipt of the order of reference, notices were issued to the parties. The parties appeared. The claim of the workman is that he was employed with the respondent since 10th July, 1978 but the respondent chose to terminate his services unlawfully on 6th July, 1981, in flagrant disregard of the Industrial Disputes Act, 1947.

3. Before any reply could be filed by the respondent, the respondent placed on record a copy of the order of the Hon'ble High Court of Punjab and Haryana dated 4th April, 1984,—vide which proceedings in this case in this Court were stayed. The writ petition, in which, proceedings were stayed by the Hon'ble High Court was decided on 18th September, 1984. In view of this decision in civil writ petition No. 1556 of 1984 title Haryana Dairy Development Co-operative Federation Ltd., Chandigarh vs. State of Haryana and others, the learned authorised representative of the workman stated that this reference is bad in law and as such he does not want to prosecute the same and so the same be dismissed. It is ordered accordingly. The reference is answered and returned accordingly. There is no order as to cost.

Dated the 15th August, 1985.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak.

Endst No. 80-83/1431, dated the 2nd September, 1985

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

B. P. JINDAL,

Presiding Officer,
Labour Court, Rohtak

KULWANT SINGH,

Commissioner & Secretary to Government Haryana,
Labour and Employment Department.

थ्रम विभाग

दिनांक 11 सितम्बर, 1985

स. ओ.वि./एफ.डी./81-85/37474.—चूंकि हरियाणा के राज्यपाल की राय है कि मैं० महेन्द्रा निकलन कम्पनी, दिवली, पलबल, जिला फरीदाबाद, के श्रमिकों तथा प्रबन्धकों के मध्य इसमें इसके बाद लिखित मामले के सम्बन्ध में कोई औद्योगिक विवाद है;

और चूंकि राज्यपाल, हरियाणा, इस विवाद को न्यायनिर्णय हेतु निर्दिष्ट करना चाहती है;

इसलिए, अब, औद्योगिक विवाद अधिनियम, 1947, की धौरा 10 की उप-धारा (1) के खण्ड (घ) द्वारा प्रदान का गई उपक्रियों का प्रयोग करते हुए, हरियाणा के राज्यपाल इसके द्वारा उक्त अधिनियम की धारा 7-के अधीन गठित औद्योगिक अधिकरण, हरियाणा, फरीदाबाद, को नीचे विनिर्दिष्ट मामले, जो कि उक्त प्रबन्धकों तथा श्रमिकों के बीच या तो विवादप्रस्त मामला/मामले हैं अथवा विवाद से सुसंगत या संबंधित मामला/मामले हैं/हैं, न्यायनिर्णय एवं पंचाट छः मासों में देने हेतु निर्दिष्ट करते हैं:—

- (1) क्या संस्था के श्रमिक वर्ष 1981-82, 1982-83, 1984-85 वा बोनस 20 प्रतिशत के हिसाब से लेने के हकदार हैं? यदि हाँ, तो किस विवरण से?
- (2) क्या संस्था के श्रमिक वर्ष में दो जोड़ी वर्दी लेने के हकदार हैं? यदि हाँ, तो किस विवरण से?
- (3) क्या संस्था के श्रमिक माह में किलो गुड़ लेने के हकदार हैं? यदि हाँ, तो किस विवरण से?